

IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF TENNESSEE
GREENEVILLE DIVISION

BIO-MEDIAL APPLICATIONS OF)	
TENNESSEE, INC. d/b/a BMA OF)	
KINGSPORT individually and as)	
ASSIGNEE OF PATIENT,)	
)	
Plaintiff,)	
)	
v.)	No. 2:08-CV-228
)	
CENTRAL STATES, SOUTHEAST AND)	
SOUTHWEST AREAS HEALTH AND)	
WELFARE FUND,)	
)	
Defendant.)	

ORDER

For the reasons stated in the memorandum opinion filed this date, “Defendant’s Motion for Judgment on the Administrative Record” [doc. 42] is **DENIED**, defendant’s “Motion for Summary Judgment on the Counterclaim” [doc. 44] is **DENIED**, and plaintiff’s “Motion for Summary Judgment” [doc. 47] is **GRANTED**. This civil action is **DISMISSED**.

IT IS SO ORDERED.

ENTER:

s/ Leon Jordan
United States District Judge

ENTERED AS A JUDGMENT
s/ Patricia L. McNutt
PATRICIA L. McNUTT
CLERK OF COURT